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C038983 **THE PEOPLE v. SEITZ** **(Not for Publication)**

The judgment is modified to strike the \$500 fine imposed pursuant to section 288, subdivision (e) and to impose the \$200 state and \$140 county penalty assessments (§ 1464; Gov. Code, § 76000) upon the sex offender fine. (§ 290.3.) The trial court is ordered to determine the proper amount of victim restitution. The trial court is further ordered to prepare an amended abstract of judgment showing these modifications and the amount of victim restitution to be paid by defendant and to forward a certified copy to the Department of Corrections. As modified, the judgment is affirmed.

 SIMS, Acting P.J.
We concur: Nicholson, J.
 Robie, J.

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June 5, 2002, continued

Robie, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

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The Minutes

June 6, 2002, continued

C037101 MORADI v. PIMENTEL PRIVATE SECURITY et al.
(Not for Publication)

THE COURT:

It is ordered that the opinion filed herein on May 7, 2002, be modified as follows:...There is no change in the judgment.

Plaintiff's petition for rehearing is denied.

FOR THE COURT:

Raye, Acting P.J.
Callahan, J.
Kolkey, J.

C040306 THULIEN, etc. v. FEIGHT
C040307 BY THE COURT:

The motion of appellant for consolidation of the above cases is granted. The cases are ordered consolidated for all further appellate procedures except that they will retain their respective case numbers. Whenever documents are submitted for filing by the parties, an original must be presented for each case number; however, if copies of documents are required pursuant to the California Rules of Court, the parties need only submit a maximum of four. The cases will be considered for decision together.

Respondent's combined brief is due on or before June 14, 2002.

SCOTLAND, P.J.

June 7, 2002

C038797 THE PEOPLE v. GARCIA **(Certified for Publication)**

The convictions are affirmed. The sentence is vacated and the matter is remanded to the trial court for resentencing in accordance with sections 1210 through 1210.1.

ROBIE, J.
We concur: Scotland, P.J.
Sims, J.